

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA

DOCKET NO. 2014-246-E - ORDER NO. 2014-724

AUGUST 27, 2014

IN RE: Petition of the Office of Regulatory Staff to)	ORDER APPOINTING
Establish Generic Proceeding Pursuant to the)	HEARING OFFICER
Distributed Energy Resource Program Act,)	
Act No. 236 of 2014, Ratification No. 241,)	
Senate Bill No. 1189)	

This matter comes before the Public Service Commission of South Carolina (“Commission”) on the motion filed by the Office of Regulatory Staff (“ORS”) for appointment of a hearing officer in Docket No. 2014-246-E regarding ORS’s Petition for establishment of a generic proceeding to address the Distributed Energy Resource Program Act. We hereby grant ORS’s request. This appointment is in order that the hearing officer may schedule a status conference as requested by ORS and in order to work with the parties to expedite consideration of procedural and non-dispositive motions pursuant to S.C. Code Ann. § 58-3-40 (Supp. 2013).

Section 58-3-40(C)(1) states that upon the request of any party or any commissioner, the commission may employ a hearing officer who may hear and determine procedural motions or other matters not determinative of the merits of the proceedings. Under (C)(2), the hearing officer has full authority, subject to being overruled by the Commission, to rule on questions concerning the conduct of the case

and other matters. Under (C)(3), the officer must be an attorney qualified to practice in all courts of this State with a minimum of eight years' practice experience.

We find that F. David Butler, Esquire, meets these qualifications, and we hereby appoint Mr. Butler as hearing officer in Docket No. 2014-246-E. As hearing officer in this proceeding, we direct Mr. Butler to work with the parties concerning ORS's request, rule on appropriate matters in the case and dispose of procedural and evidentiary matters for the proceeding.

IT IS THEREFORE ORDERED THAT:


1. F. David Butler, Esquire, is hereby appointed as hearing officer in Docket No. 2014-246-E for disposition of procedural and evidentiary matters.
2. This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:



Nikiya Hall, Chairman

ATTEST:



Swain E. Whitfield, Vice Chairman

(SEAL)